

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



**CORRECTED
FISCAL MEMORANDUM**

HB 1250 – SB 1249

April 8, 2017

SUMMARY OF ORIGINAL BILL: Establishes a new pay schedule for assistant district attorneys and reclassifies assistant district attorneys hired before July 1, 1994, who have 20 years of credible service. Reinstates the service credit of assistant district attorneys for the suspended salary increases that occurred from July 1, 2003 to June 30, 2004 and from July 1, 2009 to June 30, 2010.

CORRECTED FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – \$5,632,200

Increase Federal Expenditures - \$26,300

SUMMARY OF AMENDMENT (006336): Deletes and rewrites the proposed legislation to remove provisions that reinstated the service credits from FY03-04 and FY09-10 and that reclassified attorneys hired prior to July 1, 1994.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

On March 28, 2017, a fiscal memorandum was issued with the following estimated impact:

Increase State Expenditures – \$11,259,300

Based on additional information received by Fiscal Review Committee staff, it was determined that this estimated impact was in error. The estimated fiscal impact has been corrected as follows:

(CORRECTED)

Increase State Expenditures – \$4,884,400

Corrected assumptions for the bill as amended:

- The proposed legislation changes the statutory pay schedule for assistant district attorneys under Tenn. Code Ann. § 8-7-226 as follows:

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	Current	Proposed
Entry level	\$47,652	\$55,700
after one (1) year	50,640	58,688
after two (2) years	53,640	61,688
after three (3) years	56,640	64,688
after four (4) years	59,664	67,712
after five (5) years	62,628	70,676
after six (6) years	65,628	73,676
after seven (7) years	68,640	76,688
after eight (8) years	71,664	79,712
after nine (9) years	74,628	82,676
after ten (10) years	77,640	85,688
after eleven (11) years	80,628	88,676
after twelve (12) years	83,592	91,640
after thirteen (13) years	86,592	94,640
after fourteen (14) years	89,568	97,616
after fifteen (15) years	92,556	100,604
after sixteen (16) years	95,556	103,604
after seventeen (17) years	98,268	106,316
after eighteen (18) years	100,908	108,956
after nineteen (19) years	103,440	111,488
after twenty (20) years	105,840	113,888
after twenty-one (21) years	109,344	117,392
after twenty-two (22) years	112,932	120,980
after twenty-three (23) years	116,640	124,688
after twenty-four (24) years	120,768	128,816
after twenty-five (25) years	124,872	132,920

- Data from the District Attorneys General Conference (DAGC) indicates that the new schedule will apply to 462 current assistant district attorneys. The proposed legislation will result in an average salary increase of \$8,052.
- It is assumed that the impacted assistant district public defenders were hired before July 1, 2016, when the hybrid benefits plan became effective.

- The proposed legislation will increase recurring state expenditures by \$4,884,392
{\$8,052 + (\$8,052 x 0.2365 benefits) + (\$8,052 x 0.0765 FICA)] x 462}.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/trm